IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 162 of 2007

LALU RAM & ORS.
V/S
AMRA RAM

Mr. PK LOHRA, for the appellant / petitioner

Date of Order : 8.8.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the appellant, and perused the impugned judgments.

Both the learned courts below have found that the plaintiff was granted Patta of the land in question and possession was delivered to him. It has also been found that the land was given to Gram Panchayat as Abadi, and Gram Panchayat accordingly granted Patta. The defendant has not produced any title to show as to how the land belongs to him except showing that the land is part of his agricultural land which has not been believed by the learned courts below. The findings are pure findings of fact, and are not vitiated on any of the grounds available under Section 100 C.P.C.

The appeal thus, does not involve any substantial question of law, and the same is, therefore, dismissed summarily. It is made clear that this dismissal of the appeal, or the present litigation against the appellant would not come in the way of the appellant if he chooses to challenge the Patta of the plaintiff.

(N P GUPTA),J.

/sushil/